



U.S. Department of Justice

United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

MEMO ENDORSED

July 31, 2014

Pre-motion conference to discuss Plaintiff's
motion for summary judgment is scheduled
for Nov. 25, 2014 at 10:30am.

Dated: Aug. 5, 2014
White Plains, NY

SO ORDERED:

HON. NELSON S. ROMÁN
UNITED STATES DISTRICT JUDGE

VIA FACSIMILE

Hon. Nelson S. Román
United States District Judge
United States District Court
300 Quarropas Street
White Plains, New York 10601

Re: *Scheuring v. Slaughter, et al.*, No. 14 Civ. 932 (NSR)

Dear Judge Román:

This Office represents the United States of America (the "Government") and individual defendants Jim Grimes, Maureen Green, Maureen Judge, Bill Banowsky, Esther Gonzalez, Rebecca Detero, and Laync Carver, as well as defendant Henry Slaughter in his official capacity (together with the Government, the "Federal Defendants"). The Federal Defendants have moved to dismiss, as have two additional individual non-federal defendants who are represented by the Proskauer law firm. These motions will be fully briefed on August 7, 2014.

On July 23, 2014, plaintiff Carl A. Scheuring filed his opposition to the motions to dismiss on the Court's electronic docket, together with a purported motion for summary judgment. *See* dkt. items 58, 60. As an initial matter, plaintiff's motion appears to be filed in contravention of Your Honor's rules. *See, e.g.*, Individual Practices in Civil Cases, Rule 3.A (requiring a pre-motion letter); Special Rules of Practice in Civil *Pro Se* Cases, Rule 7 (requiring compliance with Rule 3.A of the Individual Practices). Moreover, it appears that the pending motions to dismiss may fully dispose of this action. Accordingly, in the interests of efficiency, the Federal Defendants respectfully request that plaintiff's motion for summary judgment be held in abeyance while the Court considers the motions to dismiss. We have conferred with counsel for the non-federal defendants and are authorized to state that they join in this request and letter.

Respectfully submitted,

PREET BHARARA
United States Attorney

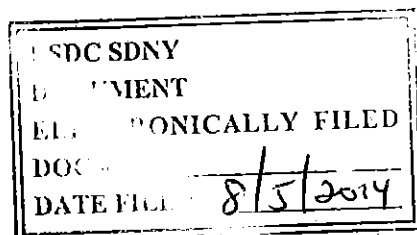
By:

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Copies mailed 8/5/2014

Chambers of Nelson S. Román, U.S.D.J.

cc: Carl A. Scheuring, Plaintiff, *pro se* (via Federal Express)
Lawrence S. Elbaum, Esq. (via ECF)



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CARL A. SCHEUERING,

Plaintiff,

v.

UNITED STATES OF AMERICA, HENRY
SLAUGHTER, JIM GRIMES, MAUREEN GREEN,
MAUREEN A. JUDGE, BILL R. BANOWKSY,
VANESSA FLEMING, GERARD BOUCHER,
ESTHER GONZALEZ, R. DETORO, and LAYNE
CARVER,

Defendants.

ECF CASE

14 Civ. 932 (NSR)

CERTIFICATE OF SERVICE

I, Michael J. Byars, Assistant United States Attorney for the Southern District of New York, hereby certify that on July 31, 2014, I caused a copy of the Government's letter dated July 31, 2014, to be served by Federal Express on:

Carl A. Scheuering, *pro se*
12 Barnett Road West
Monroe, New York 10950

Dated: New York, New York
July 31, 2014


MICHAEL J. BYARS

FedEx Package
Express **US Airbill**

1 From Please print and press hard.
Date 7/31/14 Sender's FedEx
Account Number 3551-1502-0
Sender's Name Michael Byers Phone 212 637-2193
Company US ATTORNEY'S OFFICE
Address ES CHAMBERS ST

City NEW YORK State NY ZIP 10007-1825

2 Your Internal Billing Reference

3 To
Recipient's Name Carla A. Schweninger Phone

Company
Address 12 Bleecker Street City NY State NY ZIP 10013
Attention US ATTORNEY'S OFFICE

Address 12 Bleecker Street City NY State NY ZIP 10013
Attention US ATTORNEY'S OFFICE

City Manhasset Neck State NY ZIP 11030



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